

**GOVERNMENT OF ANDHRA PRADESH**  
**ABSTRACT**

Public Servants – Irrigation & CAD Department – Sri D.Ramulu, Deputy Executive Engineer, worked at District Scheduled Caste Services Co-operative Society, Vizianagaram on deputation and at present Dy.Executive Engineer (Dismissal) – Convicted by the the Orders of Hon'ble Court of Special Judge for SPE & ACB Cases, Visakhapatnam dated 29-07-2002 in C.C.No.5/98 –Dismissal Orders issued – S.L.P. filed in the Hon'ble Supreme Court of India vide Diary No.. 38983 against the orders of Hon'ble High court of A.P., Hyderabad dated 14-07-2009 in Criminal Appeal No.893/2002 - Cancellation orders – Issued.

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**IRRIGATION & C.A.D. (IW:SERVICES-VI(1) DEPARTMENT**

**G.OMs.No. 10.**

**Dated 03-02-2010.**  
**Read the following:-**

1. G.O.Rt.No.803, Irrigation & CAD (Ser.VI(1) Department, dated 26-06-1997.
2. G.O.Rt.No.1396, Irrigation & CAD (Ser.VI(1) Department, dated 10-11-1997.
3. From the Hon'ble Court of Special Judge for SPE & ACB Cases, Visakhapatnam, Judgement dated 29-07-2002 in C.C.No.5/98.
4. From the Hon'ble High Court of A.P., Hyderabad dated 06-08-2002 of Criminal Appeal No.893/2002.
5. G.O.Ms.No.122, Irrigation & CAD (Ser.VI(1) Department, dated 09-07-2004.
6. From the Hon'ble High court of A.P., Hyderabad, Judgement dated 14-07-2009 in Criminal Appeal No.893/2002.

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**ORDER:**

In the G.O.1<sup>st</sup> read above, orders were issued placing Sri D.Ramulu, Deputy Executive Engineer under suspension with immediate effect as he was successfully trapped on 11-03-1997 until the conclusion of the disciplinary proceedings/termination of all the proceedings relating to the criminal charge.

2. In the G.O. 2<sup>nd</sup> read above, orders were issued sanctioning prosecution against Sri D.Ramulu, Deputy Executive Engineer under suspension in a competent Court of Law.

3. In the reference 3<sup>rd</sup> read above, the Hon'ble Court of Special Judge for SPE & ACB Cases, Visakhapatnam has pronounced Judgement dated 29-07-2002 in C.C.No.5/98 convicting the accused officer Sri D.Ramulu, formerly Dy.Executive Engineer, Scheduled Caste Services Co-operative Society, Vizianagaram under section 248 (2) Cr.P.C., as he was found guilty. He was also sentenced to undergo rigorous imprisonment for one year and also to pay a fine of Rs.1000/- and in default to suffer simple imprisonment for one month for the offence under section 7 of Prevention of Corruption Act, 1988. The accused officer was further sentenced to undergo rigorous imprisonment for one year and also to pay a fine of Rs.1000/- for the offence under section 13(1)(d) read with 13(2) of Prevention of Corruption Act, 1988. Both the substantive sentences of imprisonment were ordered to run concurrently.

4. In the reference 4<sup>th</sup> read above, the Hon'ble High Court of A.P., Hyderabad in its orders dated 06-08-2002 in CrI.M.P.No.4660/2002 in Criminal Appeal No.893/2002 has admitted the Criminal Appeal and suspended the sentence of imprisonment alone, pending disposal of the Criminal Appeal.

(P.T.O.)

5. In the reference 5<sup>th</sup> read above, orders were issued to dismiss the accused officer Sri D.Ramulu, Dy.Executive Engineer from service forthwith.

6. In the reference 6<sup>th</sup> read above, the Hon'ble High Court of A.P., Hyderabad in its Order dated 14-07-2009 allowed the Criminal Appeal and set aside the Judgement dated 29-07-2002 in C.C.No.5/1998 on the file of the Special Judge for SPE & ACB Cases, Visakhapatnam duly holding that Sri D.Ramulu, Dy.Executive Engineer was found not guilty of the charges under sections 7 and 13(1) (d) read with 13(2) of the Prevention of Corruption Act, 1988, and acquitted him. His bail bonds were also cancelled and the fine amount, was ordered to be refunded to him forthwith.

7. Against the orders of the Hon'ble High Court of A.P., Hyderabad dated 14-07-2009 in Criminal Appeal No.893/2002, Government have moved the matter before the Hon'ble Supreme Court of India with an appropriate petition. However, the Hon'ble Supreme Court of India has so far not stayed the operation of the orders of the Hon'ble High Court of A.P., Hyderabad dated 14-07-2009 in Criminal Appeal No.893/2002.

8. As such in the absence of any stay on the Orders of Hon'ble High Court of A.P., Hyderabad dated 14-07-2009 in Criminal Appeal No.893/2002, Government have, after examining the entire mater, decided to give effect to the orders of the Hon'ble High Court of A.P., subject to the review of the matter on the result of the Appeal/Petition preferred before the Hon'ble Supreme Court of India, in supersession of the orders issued in the reference 5<sup>th</sup> read above.

9. Government therefore, in supersession of the orders issued in the reference 5<sup>th</sup> read above, direct that the orders of Hon'ble High Court of A.P., be implemented in toto, subject to review on the decision of the appeal/petition pending before the Hon'ble Supreme Court of India.

10. The Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad shall take necessary action accordingly.

11. The receipt of the G.O., may kindly be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**S.P.TUCKER**  
**PRINCIPAL SECRETARY TO GOVERNMENT**

To  
Sri D.Ramulu, Dy.Executive Engineer (Dismissal) through the Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad.

The Engineer-in-Chief (AW), I & CAD Dept., Hyderabad.

Copy to:

The Director General, Anti-Corruption Bureau, Hyderabad.

The Accountant General, A.P., Hyderabad.

The Secretary to Vigilance Commissioner,

A.P.Vigilance Commission, Hyderabad.

SF/SCs.

//FORWARDED::BY ORDER//

**SECTION OFFICER**